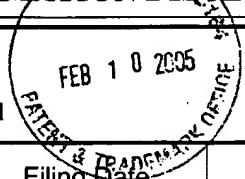


STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT

Docket No.  
DE920000038US1

In Re Application Of:  
Ludwig Guenther et al



|                 |             |           |              |                |                  |
|-----------------|-------------|-----------|--------------|----------------|------------------|
| Application No. | Filing Date | Examiner  | Customer No. | Group Art Unit | Confirmation No. |
| 09/855,360      | 05/15/2001  | Kenny Lin |              | 2154           |                  |

Invention: INTERCEPTION METHOD AND SYSTEM FOR COMPENSATING DISADVANTAGEOUS  
CHARACTERISTICS OF A COMMUNICATION PROTOCOL

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

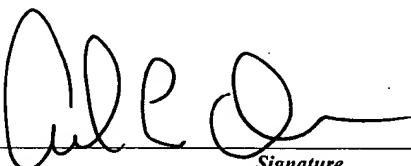
Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.



Signature

Dated: 02/08/2005

Arlen L. Olsen  
Reg. No. 37,543  
Schmeiser, Olsen & Watts  
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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

02-08-2005

(Date)



Signature of Person Mailing Correspondence

Betty Zuelsdorf

Typed or Printed Name of Person Mailing Correspondence

cc:

| <p style="text-align: center;"><b>INFORMATION DISCLOSURE CITATION</b><br/> <small>(Use several sheets if necessary)</small></p> <p style="text-align: center;">FEB 10 2005</p> <p style="text-align: center;">PATENT &amp; TRADEMARK OFFICE</p>          |                 |          |         | ATTY DOCKET NO.<br><b>DE920000038US1</b> |          | APPLICATION NO.<br><b>09/855,360</b> |    |
|--|-----------------|----------|---------|--|----------|--------------------------------------|----|
|  |                 |          |         | APPLICANT(S)<br><b>Guenther et al.</b>   |          |                                      |    |
|  |                 |          |         | FILING DATE<br><b>05/15/2001</b>         |          | GROUP ART UNIT<br><b>2154</b>        |    |
|  |                 |          |         | <b>U.S. PATENT DOCUMENTS</b>             |          |                                      |    |
| *EXAMINER<br>INITIAL   | DOCUMENT NUMBER | DATE     | NAME    | CLASS                                    | SUBCLASS | FILING DATE<br>IF APPROPRIATE        |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
| <b>U.S. PATENT APPLICATION PUBLICATIONS</b>  |                 |          |         |  |          |                                      |    |
| *EXAMINER<br>INITIAL   | DOCUMENT NUMBER | DATE     | NAME    | CLASS                                    | SUBCLASS | FILING DATE<br>IF APPROPRIATE        |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
| <b>FOREIGN PATENT DOCUMENTS</b>  |                 |          |         |  |          |                                      |    |
|  | DOCUMENT NUMBER | DATE     | COUNTRY | CLASS                                    | SUBCLASS | TRANSLATION                          |    |
|  |                 |          |         |  |          | YES                                  | NO |
|  | PUPA: 10-320322 | 12/04/98 | Japan   |  |          |                                      |    |
|  | PUPA: 11-507152 | 06/22/99 | Japan   |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
| <b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>   |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
|  |                 |          |         |  |          |                                      |    |
| EXAMINER   |                 |          |         | DATE CONSIDERED                          |          |                                      |    |
| <small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small> |                 |          |         |  |          |                                      |    |

JRP/Saw

\*\*\* *Information Materials for IDS* \*\*\*

To END IP Law Docket Number DE9-2000-0038 Date 2004/12/7

Prepared by Yukihiko Gotohara Date of JPO Office Action 2004/11/09

Applied Art (The following reference(s) were cited by JPO Examiner as Prior art to the following JP claims)

| Ref. | Patent Document No. or Title | Publication Date (MM/DD/YY) | English abs. or counterpart document available (Y/N) | JP claim(s) |
|------|------------------------------|-----------------------------|--|-------------|
| A    | PUPA: 11-507152              | 06/22/99                    | N  | 1, 7-14     |
| B    | PUPA: 10-320322              | 12/04/98                    | Y  | 1, 7-14     |
| C    |                              |                             |  |             |
| D    |                              |                             |  |             |
| E    |                              |                             |  |             |
| F    |                              |                             |  |             |

<NOTE>

◇ PUPA : Published Unexamined Patent Application  
◇ PUUMA : Published Unexamined Utility Model Application  
◇ JP : Japanese Patent

◇ PEPA : Published Examined Patent Application  
◇ PEUMA : Published Examined Utility Model Application  
◇ \* : Reference being filed before and published after the priority application date of the subject docket--

to be continued

Background Art (The following reference(s) were cited but not applied to the JP claims.)

| Ref. | Patent Document No. or Title | Ref. | Patent Document No. or Title |
|------|------------------------------|------|------------------------------|
| bgA  |                              | bgD  |                              |
| bgB  |                              | bgE  |                              |
| bgC  |                              | bgF  |                              |

Comment, if any :

to be continued